Civil Contempt Petition No. 92 of 2002

Hon'ble Irshad Hussain, J.

Heard Sri K.N. Joshi, counsel for the petitioner- applicant and the Standing Counsel.

This is a contempt petition alleging that the respondents have not complied the interim order passed on 7.11.2001 in civil miscellaneous writ petition no.4826 of 2001. The copy of the impugned order dated 7.7.2001 was not on record. However, the learned counsel for the petitioner-applicant has furnished the copy of the same and it is kept on record. From perusal of the annexure CA-3 of the counter affidavit, it is evident that the compliance of the impugned order dated 7.7.2001 had already been made prior to the filing of the writ petition by the petitioner. It appears that the said fact was suppressed when the petition was filed by the petitioner. Considering this, the question of committing contempt of the interim order does not arise and, therefore, the petition is hereby dismissed.

(Irshad Hussain, J.)

23.09.2002
MPS